

JUL 26 2005

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To: U.S. Patent & Trademark Office

Fax Number: (571) 273-8300

From: Suezann H. Yorita

Date: July 25, 2005

Pages: 15
(including cover)

NOTES: _____

JUL 26 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: MICHAEL MITROVICH

Group/Art Unit: 3682

Application No.: 10/812,666

Examiner:

Filed: 03/29/2004

Attorney Docket No: MITM103

Title: STICK LUBRICANT AND
APPLICATOR

STATEMENT UNDER 37 CFR 1.8(b)(3)

To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

I am a legal secretary for the firm of Dykas, Shaver & Nipper, LLP.

Upon personal knowledge, I can attest to the timely mailing of the Request for Reconsideration and the accompanying documents.

1. On May 18, 2005, I signed the Certificate of Mailing for the Request for Reconsideration and mailed the Request that same day.

2. Included is a copy of the Certificate of Mailing and the accompanying documents which were mailed to the United States Patent and Trademark Office on May 18, 2005.

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that

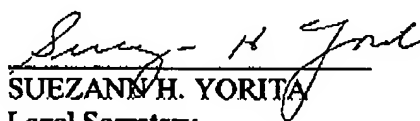
STATEMENT UNDER 37 CFR 1.8(b)(3) PAGE - 1

Serial # 10/812,666

the facts set forth in this application are true; all statements made of his/her own knowledge are true; and all statements made on information and belief are believed to be true.

DATED this 25th day of July, 2005.

Very respectfully,


SUEZANN H. YORITA
Legal Secretary

STATEMENT UNDER 37 CFR 1.8(b)(3) PAGE - 2

DYKAS, SHAVER & NIPPER, LLP

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June 2, 2005

Randolph A. Reese
Technology Center 3600
U.S. Patent & Trademark Office
PO Box 1450
Alexandria, VA 22313-1450

Re: Applicant: Michael J. Mitrovich
STICK LUBRICANT AND APPLICATOR
Serial No. 10/812,666
Attorney Docket No.: MITM103

COPY

Dear Mr. Reese:

On May 18, 2005, we submitted a Request for Reconsideration of Petition. Included with this Request for Reconsideration were the Supplemental Declaration in Support of Petition to Make Application Special, Petition for Extension of Time (2 months), along with a check in the amount of \$255.00 for this fee and the requested copy of the Decision on Petition to Make Special (Infringement & Energy).

As noted on Page 2 of the Decision on Petition to Make Special, "...Applicant should promptly submit a renewed petition to the Commissioner for Patents and Trademarks, Washington, D.C. 20231. The envelope should indicate that the correspondence be brought to the attention of Technology Center 3600." We submitted the items referenced above to this address and it was returned to us. (Please see copy of enclosed envelope).

Due to the return of the envelope we are now in the 3 month extension time period. Because the envelope was addressed per the instructions on the Decision on Petition to Make Special, we respectfully request that the request for Reconsideration of Petition be accepted and that the 2 month extension fee also be accepted.

If you have any questions or concerns, please contact me.

Best regards,

STEPHEN M. NIPPER
Registered Patent Attorney

SMN/shy

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Commissioner of Patents and Trademarks
Attn: Technology Center 3666
Washington, D.C. 20230-18-3666
MAIL

Dykas, Shaver & Nipper, LLC
P.O. Box 877
Boise, ID 83701-0877

TRANSMITTAL LETTER
(General - Patent Pending)Docket No.
MITM103In Re Application Of: **MICHAEL J. MITROVICH**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/812,666	03/29/2004		21,658	3662	3579

Title: **STICK LUBRICANT AND APPLICATOR****COMMISSIONER FOR PATENTS:**

Transmitted herewith is:

REQUEST FOR RECONSIDERATION
SUPPLEMENTAL DECLARATION IN SUPPORT OF PETITION TO MAKE APPLICATION SPECIAL
PETITION FOR EXTENSION OF TIME (2 MONTHS)
COPY OF DECISION ON PETITION TO MAKE SPECIAL (INFRINGEMENT & ENERGY)
RETURN RECEIPT POST CARD

in the above identified application.

- ☐ No additional fee is required.
- ☒ A check in the amount of **\$ 225.00** is attached.
- ☐ The Director is hereby authorized to charge and credit Deposit Account No. as described below.
- ☐ Charge the amount of
- ☐ Credit any overpayment.
- ☐ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.



Signature

Dated: **MAY 18, 2005**

STEPHEN M. NIPPER
DYKAS, SHAVER & NIPPER, LLP
PO BOX 877
BOISE, ID 83701-0877
(208) 345-1122
REG. NO. 46,260

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

MAY 18, 2005

(Date)



Signature of Person Mailing Correspondence

SUEZANN H. YORITA

Typed or Printed Name of Person Mailing Correspondence

cc: **CLIENT**

Request for Reconsideration, Supplemental Declaration in
Support of Petition to Make Special, Petition for Extension
of Time (3 months), Copy of Decision on Petition to Make
Special (Infringement & Energy), Check in the Amount of
\$ 755.00 General Transmittal with Certificate of Mailing by
First Class Mail

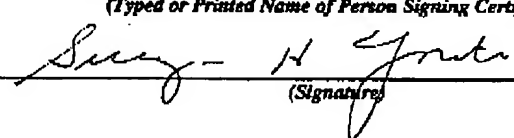
Applicant: MITROVICH

Title: STICK LUBRICANT AND APPLICATOR

Our File: MITM103

Serial No.: 10/812,666

Date: May 18, 2005

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)		Docket No. MITM103
Applicant(s): MICHAEL MITROVICH		
Application No. 10/812,666	Filing Date 03/29/2004	<div style="display: flex; justify-content: space-between;"> <div>Examiner</div> <div>Group Art Unit 3682</div> </div>
Invention: STICK LUBRICANT AND APPLICATOR		
<p>I hereby certify that this <u>STATEMENT UNDER 37 CFR 1.8(b)(3) AND ACCOMPANYING DOCUMENTS</u> <i>(Identify type of correspondence)</i></p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(571) 273-8300</u>)</p> <p>on <u>JULY 25, 2005</u> <i>(Date)</i></p> <div style="text-align: right; margin-top: 100px;"> <p>SUEZANN H. YORITA <i>(Typed or Printed Name of Person Signing Certificate)</i></p> <p> <i>(Signature)</i></p> </div>		
<p>Note: Each paper must have its own certificate of mailing.</p>		